

Comparison of Item 1 and Item 3
Council Meeting on 9/18/19

Camping Section

Topic	Item 1 Cosponsors: Kitchen, Tovo, Alter, Pool	Item 3 Cosponsors: Adler, Casar, Renteria, Harper-Madison, Garza
Sidewalks	A person commits an offense if they camp on any sidewalk, shared use path, or trail.	A person commits an offense, impeding the reasonable use of a public area, if they camp on a sidewalk, shared use path, or trail in a manner that does not maintain a 4 foot clear zone (Casar) or 5 foot clear zone (Adler) for safety of movement.
High pedestrian traffic sidewalks	A person commits an offense if they camp on high pedestrian sidewalks where bicycles and scooters are banned, including: West Campus: Guadalupe Street, Rio Grande Street, San Antonio Street, San Gabriel Street, Nueces Street Downtown: 2nd Street, 5th Street west of Guadalupe, 6th Street, Congress Avenue, Red River Street Central East: East 11th Street, East 12th Street, Manor Road	Adler option: A person commits an offense, impeding the reasonable use of a public area, if they camp on the high pedestrian traffic sidewalks where bicycles and scooters are prohibited. Casar option: not include this section, sidewalks covered by clear zone requirement above
Special Events	Same, already prohibited	Same, already prohibited
Capital Metro stops	Same, already prohibited	Same, already prohibited
Railroad Tracks	Same, already prohibited	Same, already prohibited
“Safe Route to School” pathways	A person commits an offense if they camp on sidewalks, bicycle lanes or roadways along city-designated “Safe Routes to School”	Not included, already covered by sidewalk clear zone requirement above
Sloped area under highways	Same, endangering health or safety	Same, endangering health or safety
Freeways and ramps	A person commits an offense if they camp on freeways and ramps, between the edge of the travel way and the edge of the freeway right of way.	Not included

Underpasses	Underpasses with large flat areas are generally safe and not subject to the prohibition on camping, provided the camp is set back from the roadway a minimal distance established by the Austin Transportation Department (ATD). ATD will indicate a designated pathway to access the area through markings, signs, etc; when possible.	Not included
Accessibility	Same, already prohibited	Same, already prohibited
Special Use Zones	Same, already prohibited	Same, already prohibited
Creeks & rivers	A person commits an offense if they camp along creeks and rivers, including Shoal Creek, Onion Creek, Waller Creek, Walnut Creek, and Williamson Creek.	A person commits an offense, presumed to be materially endangering health or safety, if they camp in areas within the floodplain where there is an imminent public health or public safety threat, or in areas in the floodplain that are determined to be of the greatest risk for people camping as designated by Watershed Dept director, and which is accordingly marked with signage.
Culvert & storm drain	Same	Same
Floodplains	A person commits an offense if they camp in areas within 100-year flood plain where there is a public health or public safety threat as defined by Watershed Dept.	A person commits an offense, presumed to be materially endangering health or safety, if they camp in areas within the floodplain where there is an imminent public health or public safety threat, or in areas in the floodplain that are determined to be of the greatest risk for people camping as designated by Watershed Dept director, and which is accordingly marked with signage.
Wildfire risk areas	A person commits an offense if they camp within an area designated as a high fire risk by the Wildfire Division of the Austin Fire Dept.	A person commits an offense, presumed to be materially endangering health or safety, if they camp and start or tend a fire , within an area designed as a high fire risk by Wildfire Division of Austin Fire Dept.
Conservation preservation areas	A person commits an offense if they camp within an area designed for conservation preservation or water protection, including parks, nature preserves, Balcones Canyonlands Preserves, water quality protection lands, conservation easements, and floodplain buyout properties by the City of Austin Parks and Recreation Department,	A person is presumed to be materially endangering health or safety if the person camps within an area designated for conservation preservation or water protection, including parks, nature preserves, Balcones Canyonlands Preserves, and water quality protection lands by the City of Austin Parks and Recreation Department, Watershed Protection, Austin Water, or other departments. (Areas where camping is already prohibited)

	Watershed Protection, Austin Water, or other departments.	Does not include conservation easements (covered by private land rules) Does not include floodplain buyout properties (areas where camping is not currently prohibited)
ARCH & Salvation Army area	A person commits an offense if they camp within the area bordered by E. 4th Street on the south, Brushy Street on the east, E. 11th Street on the north, and Brazos Street on the west.	Same, with options if the prohibited area is bordered with Brushy Street on the east, or IH-35, Branch, or Embassy.
South Austin Housing Center area	A person commits an offense if they camp within the area bordered by the western side of Manchaca to the eastern side of South 1st; the northern side of Lightsey to the southern side of Redd and West St. Elmo.	Casar option: A person commits an offense, presumed to be materially endangering health or safety or impeding the reasonable use of public area, if they camp within a ¼ mile radius of a shelter outside the Central Business District. Adler option: ¼ mile and ½ mile options
Future shelters	A person commits an offense if they camp within a radius of the perimeter of other existing or future shelters, established administratively by the City of Austin Health and Human Services Dept.	New shelters outside the CBD would be included in Casar & Adler options by language above.
Access to public furniture	Same, already prohibited	Same, already prohibited
Public health hazard	Same, already prohibited	Same, already prohibited
Entrances to buildings	A person commits an offense if they camp in a manner that obstructs a building entrance.	Casar option: A person commits an offense, impeding the reasonable use of a public area, if they camp in a manner that renders a building entrance impassable. (already prohibited) Adler option: A person commits an offense, impeding the reasonable use of a public area, if they camp within [X] feet of a building entrance.

Sitting & Lying

Topic	Item 1 Cosponsors: Kitchen/Tovo/Alter/Pool	Item 3 Cosponsors: Adler/Casar/Renteria/Harper-Madison/Garza
Railroad track right of way	Same, already prohibited	Same, already prohibited
Traffic islands & medians	A person is restricted from obstructing a public area by lying on traffic islands, including median strips, median islands and intersection islands. Expands this part of ordinance to the entire City of Austin.	Adler option: It is prohibited to lie anywhere in the City of Austin on traffic islands, including median strips, median islands, and intersection islands. Casar option: not include this
Sloped area under a highway	A person is restricted from obstructing a public area by lying on the sloped area under the highway in a manner creating a public safety issue. Expands this part of ordinance to the entire City of Austin.	Adler option: It is prohibited to lie anywhere in the City on a sloped area under a highway or at the top of a retaining wall under or alongside a highway overpass in a manner creating public safety issue. Casar option: not include this
High pedestrian use sidewalks where bicycles and scooters are prohibited	A person is restricted from obstructing a public area by sitting or lying on high pedestrian traffic sidewalks where scooters and bicycles are banned or those designated by director of Austin Transportation Department, including: West Campus: Guadalupe Street, Rio Grande Street, San Antonio Street, San Gabriel Street, Nueces Street Downtown: 2nd Street, 5th Street west of Guadalupe, 6th Street, Congress Avenue, Red River Street Central East: East 11th Street, East 12th Street, Manor Road	Adler option: A person commits an offense, impeding the reasonable use of a public area, if they sit or lie on the high pedestrian traffic sidewalks where bicycles and scooters are prohibited. Casar option: not include this section, sidewalks covered by clear zone requirement above
Accessibility ramp	Same, already prohibited	Same, already prohibited
Special use zones	Same, already prohibited	Same, already prohibited
Entrances	A person commits an offense if they sit or lie in a manner that obstructs entrances.	Casar option: A person commits an offense, impeding the reasonable use of a public area, if they sit or lie in a manner that renders a building entrance impassable.

		Adler option: A person commits an offense, impeding the reasonable use of a public area, if they sit or lie within [X] feet of a building entrance.
ARCH & Salvation Army area	A person commits an offense if they sit or lie within the area bordered by E. 4th Street on the south, Brushy Street on the east, E. 11th Street on the north, and Brazos Street on the west.	A person commits an offense if they sit or lie within a three block area of any shelter in the downtown area.
South Austin Housing Center area	A person commits an offense if they sit or lie within the area bordered by the western side of Manchaca to the eastern side of South 1st, the northern side of Lightsey to the southern sides of Redd and West St. Elmo.	Adler option: A person commits an offense, presumed to be materially endangering health or safety, if they sit or lie within a ¼ or ½ mile radius of a shelter outside the Central Business District Casar option: not include this section
Future shelters	A person commits an offense if they sit or lie within a radius of the perimeter of other existing or future shelters, established administratively by the City of Austin Health and Human Services Dept.	New shelters outside the CBD would be included in Adler option, not Casar option. (re: sit/lie- see above for re: camping)